

ORDINANCE NO. 32-48

By Mr. Kurtz

Providing for the construction of sidewalks on the streets and highways hereinafter mentioned and declaring an emergency.

WHEREAS, by Resolution No. 2-48, adopted April 13, 1948, Council did order that sidewalks be constructed on both sides of certain streets and highways in the City of Bexley between the points therein described, among which streets and highways are the streets and highways more particularly described, and

WHEREAS, notice was more than 60 days prior hereto served upon all of the owners of lots and lands abutting upon said streets and highways between the points herein named, notifying them that in accordance with a Resolution of Council they are required to construct a sidewalk in front of their said premises upon said streets of the character and in the manner in said notice provided, and notifying them that if said sidewalks are not constructed within 60 days from the service of said notice, the Mayor will have the same done at their expense and such expense will be assessed upon their properties and made a lien thereon, and be collected in the manner provided by law with penalty and interest if not paid as required in the levy of assessment, and

WHEREAS, more than 60 days have expired from the service of such notice and certain of said abutting property owners failed and neglected to construct said sidewalks in accordance with said notice, NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, STATE OF OHIO:

Section 1. That the Mayor, being also ex-officio Director of Public Service, be and he is hereby authorized and directed in accordance with law to have said sidewalks constructed at the expense of the owners of the respective properties who have not constructed said sidewalks in accordance with said notices upon the following described streets and highways between the following points, to-wit:

Fair Avenue, Drexel Avenue to Gould Road
Roosevelt Avenue, Broad Street to Main Street

Mound Street, College Avenue to Sheridan Avenue
Roosevelt Avenue, Main Street to Livingston Avenue
Merkle Road, Broad Street to North End
Ardmore Road, Broad Street to Ruhl Avenue

Estimated to be 26,000 square feet of sidewalk.

Section 2. That said sidewalks shall be constructed in accordance with the plans, specifications, estimates and profiles on file in the office of the Mayor and heretofore approved by Council.

Section 3. That all expenses of said construction shall be assessed on all the property bounding and abutting upon said improvement, and such assessments so levied shall be paid in two equal annual installments, with interest thereon at the rate of 3%.

That the bonds of the City of Bexley shall be issued in anticipation of the collection of assessments by installments and in an amount equal thereto, and notes of said City shall be issued in anticipation of the issuance of such bonds.

Section 4. That the Mayor and Auditor be and they are hereby authorized and directed to enter into a contract or contracts for said improvement after advertisement according to law.

Section 5. This ordinance is an emergency measure necessary for the immediate preservation of the public peace, health and safety, said emergency being that a dangerous condition exists for pedestrian traffic on said streets, and said ordinance shall go into immediate force and effect.

Passed September 28, 1948.

S. J. Altman
President of Council
Pro Tempore

Attest: E. D. Stackhouse
Clerk of Council

Approved September 28, 1948

W. A. Schneider
Mayor

I, E. D. Stackhouse, Clerk of Council, City of Bexley, Ohio, do hereby certify that there is no newspaper published in said municipality and that publication of the foregoing ordinance was duly made by posting true copies thereof at five of the most public places in said corporation as determined by the Council as follows: Main Street and Parkview Avenue, Main Street and College Avenue, Main Street and Drexel Avenue, Broad Street and Drexel Avenue and Parkview Avenue and Clifton Avenue each for a period of fifteen days commencing on the 1st day of October, 1948.

E. D. Stackhouse

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Clerk of Council
City of Bexley, Ohio

